

## DECLARATION AND POWER OF ATTORNEY

BERNHARD GOTZ declares:

I am a citizen of Germany and a resident of Aschaffenburg, Germany, whose mailing address is Goldregenweg 36, 63741 Aschaffenburg, Germany.

I believe myself to be the original, first and sole inventor of the improvement in a FORK LIFT TRUCK WITH ELASTIC BEARING described and claimed in the patent application which was filed in the United States Patent and Trademark Office on June 6, 2001, bearing Serial No. 09/875,278.

I have reviewed and understand the contents of the specification, including the claims.

I do not know and do not believe that the same was ever known or used in the United States before my invention thereof; or patented or described in any printed publication in any country before my invention thereof or more than one year prior to this application; or in public use or on sale in the United States more than one year prior to this application.

Said invention has not been patented or been made the subject of an inventor's certificate in any country foreign to the United States on an application filed by me or my legal representatives or assigns more than twelve months prior to this application.

I acknowledge my duty to disclose information of which I am aware which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

That applications for patent or inventor's certificate on said invention have been filed by me or my legal representatives or assigns in countries foreign to the United States of which the earliest country is Germany, Application Number 100 29 881.8, filed June 16, 2000, and priority of said foreign application is claimed under Title 35, United States Code, §119.

I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

I hereby appoint William H. Logsdon, Registration No. 22,132; Russell D. Orkin, Registration No. 25,363; David C. Hanson, Registration No. 23,024; Richard L. Byrne, Registration No. 28,498; Frederick B. Ziesenheim, Registration No. 19,438; Kent E. Baldauf, Registration No. 25,826; Barbara E. Johnson, Registration No. 31,198; Paul M. Reznick, Registration No. 33,059; John W. McIlvaine, Registration No. 34,219; Blynn L. Shideler, Registration No. 35,034; Julie W. Meder, Registration No. 36,216; Lester N. Fortney, Registration No. 38,141; Randall A. Notzen, Registration No. 36,882; James G. Porcelli, Registration No. 33,757; Kent E. Baldauf, Jr., Registration No. 36,082; Thomas J. Clinton,

Registration No. 40,561; Nathan J. Prepelka, Registration No. 43,016; Jessica M. Sosenko, Registration No. 47,102; Kirk M. Miles, Registration No. 37,891; and J. Matthew Pritchard, Registration No. 46,228, whose mailing address is 700 Koppers Building, 436 Seventh Avenue, Pittsburgh, Pennsylvania 15219-1818, Telephone No. 412-471-8815, my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, to amend the specification, to appeal in case of rejection, as they may deem advisable, to receive the patent when granted and generally to do all matters and things needful in the premises, as fully and to all intents and purposes as I could do.

**All correspondence and telephone calls should be addressed to William H. Logsdon.**

I pray that Letters Patent of the United States of America be granted to me for the invention or discovery described and claimed in the foregoing specification and claims, and I hereby subscribe my name to the foregoing specification and claims, declaration, power of attorney and petition.

Date 257. 01 Inventor Bernhard Gotz  
BERNHARD GOTZ



**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

NOVEMBER 01, 2001

PTAS

WEBB ZIESENHEIM LOGSDON ORKIN & HANSON  
WILLIAM H. LOGSDON  
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436 SEVENTH AVENUE  
PITTSBURGH PA 15219-1818



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**UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 08/27/2001

REEL/FRAME: 012115/0589  
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

**ASSIGNOR:**

GOTZ, BERNHARD

DOC DATE: 07/25/2001

**ASSIGNEE:**

LINDE AKTIENGESELLSCHAFT  
ABRAHAM-LINCOLN-STRASSE 21  
D-65189 WIESBADEN, FED REP GERMANY

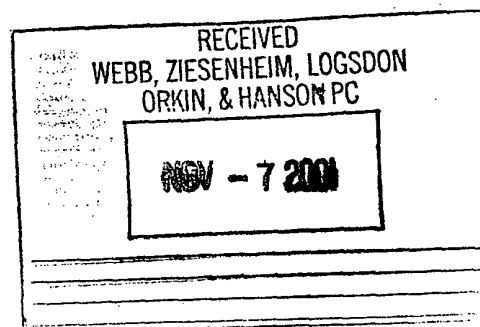
SERIAL NUMBER: 09875278

FILING DATE: 06/06/2001

PATENT NUMBER:

ISSUE DATE:

SHAREILL COLES, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS



08-31-2001

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Patent and Trademark Office

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Tab settings

To the Honorable Commissioner of Patents and Trademarks:  
Please record the attached original documents or copy thereof.

## 1. Name of conveying party(ies):

BERNHARD GOTZ

827-01

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

## 3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other

Execution Date: July 25, 2001

## 2. Name and address of receiving party(ies)

Name: LINDE AKTIENGESELLSCHAFT

Internal Address:

Street Address: Abraham-Lincoln-Strasse 21

City: D-65189 Wiesbaden

State: GERMANY

ZIP:

Additional name(s) & address(es) attached? ☐ Yes ☒ No

## 4. Application number(s) or patent number(s):

If this document is being filed together with a new application,  
the execution date of the application is:

## A. Patent Application No.(s)

09/875,278

## B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No5. Name and address of party to whom correspondence  
concerning document should be mailed:

Name: William H. Logsdon

Internal Address: Webb Ziesenheim Logsdon

Orkin &amp; Hanson, P.C.

Street Address: 700 Koppers Building

436 Seventh Avenue

City: Pittsburgh State: PA ZIP: 15219-1818

6. Total number of applications and  
patents involved: 1

## 7. Total fee (37 CFR 3.41).....\$ 40.00

☒ Enclosed☐ Authorized to be charged to deposit account

## 8. Deposit account number:

(Attach triplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy  
is a true copy of the original document.William H. Logsdon, Reg. No. 22,132  
Name of Person Signing

Signature

August 23, 2001  
Date

Total number of pages including cover sheet, attachments and document 2

08/30/2001 TDIAZ1 00000035 09875278

01 FC:581

40.00 OP

## ASSIGNMENT

WHEREAS, I, BERNHARD GOTZ, whose mailing address is Goldregenweg 36, 63741 Aschaffenburg, Germany, have invented certain new and useful improvements in a FORK LIFT TRUCK WITH ELASTIC BEARING for which a patent application was filed in the United States Patent and Trademark Office on June 6, 2001 and bears Serial No. 09/875,278;

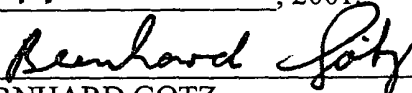
AND, WHEREAS, LINDE AKTIENGESELLSCHAFT, a corporation of Germany, having a place of business at Abraham-Lincoln-Str. 21, 65189 Wiesbaden, Germany, hereinafter called the "assignee," is desirous of acquiring the entire right, title, and interest in and to said application and the inventions and improvements therein disclosed.

NOW, THEREFORE, in consideration of One (\$1.00) Dollar and other good and valuable consideration paid to me by said assignee, the receipt of which is hereby acknowledged, I do hereby assign, sell, transfer, and set over unto said assignee the entire right, title and interest in and to said application and the inventions and improvements therein disclosed for the United States and all foreign countries and any Letters Patent which may issue therefor in the United States and all foreign countries and all divisions, reissues, continuations, renewals, and/or extensions thereof, said assignee to have and to hold the interests herein assigned to the full ends of the terms of said Letters Patent and any and all divisions, reissues, continuations, renewals, and/or extensions thereof, respectively, as fully and entirely as the same would have been held and enjoyed by me had this assignment not been made.

The Commissioner of Patents and Trademarks is requested to issue such Letters Patent in accordance herewith. I covenant that I am the lawful owner of the said application, inventions, and improvements, that the same are unencumbered, that no license has been granted to make, use, or vend the said inventions or improvements or any of them, and that I have the full right to make this assignment.

And for the consideration aforesaid, I agree that I will communicate to said assignee or the representatives thereof any facts known to me respecting said inventions and improvements, and will, upon request, but without expense to me, testify in any legal proceedings, sign all lawful papers, execute all divisional, reissue, continuation, renewal, and/or extension applications, make all rightful oaths, and generally do all other and further lawful acts, deemed necessary or expedient by said assignee or by counsel for said assignee, to assist or enable said assignee to obtain and enforce full benefits from the rights and interests herein assigned. This assignment shall be binding upon my heirs, executors, administrators, and/or assigns, and shall inure to the benefit of the heirs, executors, administrators, successors, and/or assigns, as the case may be, of said assignee.

EXECUTED 25.07., 2001

  
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BERNHARD GOTZ